



8 UNITED STATES DISTRICT COURT
9 SOUTHERN DISTRICT OF CALIFORNIA

10 UNITED STATES OF AMERICA,) Criminal No. 08CR1324-BEN
11 Plaintiff,) CONSENT TO RULE 11 PLEA IN A
12 v.) FELONY CASE BEFORE UNITED
13 EFRAIN HERNANDEZ,) STATES MAGISTRATE JUDGE
14 Defendant.)
15 _____)

16 I have been advised by my attorney and by the United States
17 Magistrate Judge of my right to enter my plea in this case before
18 a United States District Judge. I hereby declare my intention to
19 enter a plea of guilty in the above case, and I request and
20 consent to have my plea taken by a United States Magistrate Judge
21 pursuant to Rule 11 of the Federal Rules of Criminal Procedure.

22 I understand that if my plea of guilty is taken by the
23 United States Magistrate Judge, and the Magistrate Judge
24 recommends that the plea be accepted, the assigned United States
25 District Judge will then decide whether to accept or reject any
26 plea agreement I may have with the United States and will
27 adjudicate guilt and impose sentence.

28 I further understand that any objections to the Magistrate

1 Judge's findings and recommendation must be filed within 14 days
2 of the entry of my guilty plea.

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5 Dated: 05/22/2008

Efrain Hernandez

EFRAIN HERNANDEZ
Defendant

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8 Dated: 05/22/2008

Wendy Shultz

Attorney for Defendant

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10 The United States Attorney consents to have the plea in this
11 case taken by a United States Magistrate Judge pursuant to
12 Criminal Local Rule 11.2.

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15 Dated: 05/22/2008

Lea A. S.

Special Assistant United States Attorney

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